

17698 U.S. PTO
08/04/03

Practitioner's Docket No. ULTEC.65052

PATENT

Preliminary Classification:

Proposed Class:

Subclass:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Joseph I. Rubin

For (title): SAMPLE PREPARATION APPARATUS AND METHOD

1. Type of Application

This application is for a divisional.

2. Benefit of Prior U.S. Application (35 U.S.C. § 119(e), 120, or 121)

The new application being transmitted claims the benefit of prior U.S. application. Enclosed are ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION IS CLAIMED.

EXPRESS MAILING UNDER 37 C.F.R. § 1.10*

(Express Mail label number is *mandatory*.)

(Express Mail certification is *optional*.)

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on August 4, 2003, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV 320199442 US.

GUNTHER O. HANKE

Type or print name of person mailing paper

Date: 8/4/03


Signature of person certifying

WARNING: Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

03917 U.S. PTO
10/633829
08/04/03

3. Papers Enclosed

- A. Required for filing date under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application

13 Page(s) of Specification
4 Page(s) of Claims
3 Sheet(s) of Drawing(s)--Informal

- B. Other Papers Enclosed

3 Page(s) of declaration and power of attorney
1 Page(s) of abstract

4. Additional Papers Enclosed

Preliminary Amendment

Information Disclosure Statement (37 C.F.R. § 1.98)

5. Declaration or Oath

Enclosed

Executed by: Joseph I. Rubin, inventor.

6. Inventorship Statement

The inventorship for all the claims in this application is the same.

7. Language

English

8. Assignment

An assignment of the invention to Ultra Tec Manufacturing, Inc. is attached.

9. Fee Calculation (37 C.F.R. § 1.16)

Regular Application, Small Entity

CLAIMS AS FILED									
Number Filed		Number Extra		Rate		Basic Fee 37 C.F.R. § 1.16(a) \$375.00			
Total Claims (37 C.F.R. §	5	–	20	=	0	x	\$	9.00	= \$ 0.00

1.16(c))									
Independent									
Claims (37 C.F.R §									
1.16(b))	1	–	3	=	0	x	\$	42.00	= \$ 0.00
Multiple Dependent Claim(s),									
if any (37 C.F.R § 1.16(d))									
						\$		140.00	\$ 0.00

Amendment cancelling extra claims is enclosed.

Small Entity Filing Fee Calculation \$375.00

10. Fee Payment Being Made at This Time

Enclosed

Filing Fee \$375.00

Total Fees Enclosed \$375.00

11. Method of Payment of Fees

Attached is a check in the amount of \$375.00.

Charge any additional fees required by this filing or credit any overpayment to our Deposit Account No. 21-0800.

12. Instructions as to Overpayment

Credit Account No. 21-0800.

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.
APPLICATION IS CLAIMED
(37 C.F.R. § 1.78)**

13. Relate Back

Amend the specification by inserting, before the first line following the title, the following sentence:

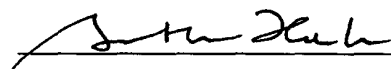
A. 35 U.S.C. Sections 120, 121 and 365(c)

"This application is a divisional of copending Application Number 09/907,354 filed on July 17, 2001."

14. Further Inventorship Statement Where Benefit of Prior Application(s) is/are Claimed

- (a) This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventors in this application are the same.

Date: 8/4/03



Gunther O. Hanke
Registration No. 32,989
Fulwider Patton Lee & Utecht, LLP
200 Oceangate Blvd, Ste 1550
Long Beach, CA 90802
562-435-6014
Customer No. 27629